

रजिस्टड नं० एस० एम० 14.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 13 जुलाई, 1976/22 आषाढ़, 1898

GOVERNMENT OF HIMACHAL PRADESH

LAW DEPARTMENT

NOTIFICATION

Simla-171002, the 13th July, 1976

No. 6-18/70-LR.—The Himachal Pradesh (Restriction to Contest Alienation or Adoption under Custom), Bill, 1976 (Bill No. 17 of 1976) after having received the assent of the President of India on the 1st July, 1976, is hereby published in the Rajpatra, Himachal Pradesh, as Act No. 27 of 1976.

M. C. PADAM,
Under Secretary (Judicial).

Act No. 27 of 1976.

THE HIMACHAL PRADESH (RESTRICTIONS TO CONTEST ALIENATION OR ADOPTION UNDER CUSTOM) ACT, 1976

AN
ACT

to amend and consolidate the law relating to imposition of restrictions on the power of descendants or collaterals to contest an alienation of immovable property or the appointment of an heir on the ground that such alienation or appointment is contrary to custom.

Be it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-seventh Year of the Republic of India as follows:—

Short title, extent and commencement.

- (1) This Act may be called the Himachal Pradesh (Restriction to Contest Alienation or Adoption under Custom) Act, 1976.
- (2) It extends to the whole of Himachal Pradesh.
- (3) It shall come into force at once.

Definitions.

2. In this Act,—

- (a) "alienation" includes any testamentary disposition of property; and
- (b) "appointment of an heir" includes any adoption made or purporting to be made according to custom.

Scope of Act.

3. This Act shall apply only in respect of alienations of immovable property or appointments of heirs made by persons who in regard to such alienations or appointments are governed by custom.

Limitation on the right to contest alienations and appointments of heirs.

4. Subject to the provisions contained in section 7 and notwithstanding anything to the contrary contained in section 5 of the Punjab Laws Act, 1872, as in force in Himachal Pradesh, no person shall contest any alienation of ancestral immovable property or any appointment of an heir to such property on the ground that such alienation or appointment is contrary to custom, unless such person is descended in male lineal descent from the great-great-grand father of the person making the alienation or appointment.

4 of 1872

Alienation of non-ancestral property.

5. Notwithstanding anything to the contrary contained in section 5 of the Punjab Laws Act, 1872, as in force in Himachal Pradesh, no person shall contest any alienation of non-ancestral immovable property or any appointment of an heir to such property on the grounds that such alienation or appointment is contrary to custom.

4 of 1872

Repeal.

6. The Punjab Custom (Power to Contest) Act, 1920, as applied to Bilaspur district of Himachal Pradesh by the Bilaspur (Application of Laws) Order, 1949 and the Punjab Custom (Power to Contest) Act, 1920, in its application to the territories added to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966, are hereby repealed.

2 of 1920

2 of 1920

31 of 1966

Savings.

7. This Act, shall not affect any right to contest any alienation or appointment of an heir made before the date on which this Act comes into force and every proceeding contesting an alienation or appointment of an heir made before the commencement of this Act shall be disposed of as if the Acts mentioned in section 6 had not been repealed and this Act had not come into force.

रजिस्टर्ड नं० एस० एम० 14.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बृहस्पतिवार, 15 जुलाई, 1976/24 आषाढ़, 1898

HIMACHAL PRADESH SARKAR

KRISHI VIBHAG

NOTIFICATION

Simla-2, the 12th July, 1976

No. Agr. B.6(3)/76.—Consequent upon the reorganisation of the Agriculture Department, the Governor, Himachal Pradesh is pleased to re-designate the following posts of the Department of Agriculture with immediate effect.

Sl. No.	Existing designation of posts	No. of posts	Re-designation
1	2	3	4
1.	Dy. Director of Agriculture (Ext.) (400—1250)	1	Dy. Director of Agriculture (400— 1250).